

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Swander et al.	Examiner:	Williams, Jeffery L.
Serial No.:	10/056,889	Group Art Unit:	2137
Filed:	01/25/2002	Docket No.:	14917.0431US01
Title:	METHOD AND APPARATUS FOR FRAGMENTING AND REASSEMBLING INTERNET KEY EXCHANGE DATA PACKETS		

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CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being electronically transmitted via EFS-Web to the U.S. Patent and Trademark Office on January 16, 2008.

By: 

Name: Halina Wohl

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(c))

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

The above-referenced application has been identified as related to the following litigation proceeding: Commission of European Communities vs. Microsoft, Case No. COMP/C-3/37792 (hereafter, "Litigation"). Certain documents ("Proprietary Documents") related to the litigation are being, or have been, separately submitted in sealed envelope(s) pursuant to MPEP § 724.02. The Proprietary Documents may include arguments about the novelty or patentability of the present application or related innovations, and some of the items listed in the attached Form 1449 may be referenced by the separately filed Proprietary Documents.

Further, the attached Form 1449 may include reference to products or technology that were brought to the attention of Applicants or Assignee through proceedings in the Litigation but without the products, technology, or associated documentation being made available to the Applicants or Assignee. In some instances, the products or technology were referenced in documents that Applicants are not permitted to produce to the USPTO due to regulations

associated with the Litigation. In instances where the Applicants or Assignee did not obtain the product, technology, or associated documentation, such products or technology may be listed for the Examiner's information under "Other Documents" in the attached Form 1449 without reference to particular documents.

Except where noted, a copy of any foreign patent document or other non-patent reference listed under the heading of "Other Document" on the Form 1449 is enclosed, in accordance with 37 C.F.R. §1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

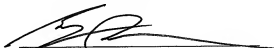
This statement should be considered because it is submitted after the mailing date of a first Office Action on-the-merits, but before the mailing date of a final action under 37 CFR § 1.113, and before the mailing date of the Notice of Allowance under 37 CFR § 1.311. The appropriate fee, as set forth in 37 C.F.R. 1.17(p), should be charged for a large entity to Deposit Account No. 13-2725.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,



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Dated: January 16, 2008

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EXHIBIT TO A USPTO FORM